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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Phillip Dan Cook

Serial No.: 08/884,873

Group No.: 1627

Filing Date: June 30, 1997

Examiner: M. Garcia

For: NUCLEOBASE HETEROCYCLIC COMBINATORIALIZATION

DATE OF DEPOSIT: 21 SEPTEMBER 2001

09/25/2001 SSESHE1 0000009 08884873

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TO BOX AF, ASSISTANT COMMISSIONER FOR
PATENTS, WASHINGTON, DC 20231.


TYPED NAME: Paul K. Legaard
REGISTRATION NO.: 38,534

BOX AF

Assistant Commissioner for Patents
Washington DC 20231

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed May 21, 2001 finally rejecting claims 2-5, 7-12, and 33 of the above-identified patent application.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

Applicant(s) has previously claimed small entity status under 37 CFR §1.27.

Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:

- an Independent Inventor
- a Small Business Concern
- a Nonprofit Organization

2. EXTENSION OF TIME

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

- Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)(1)-(4)) for the total number of months checked below:

	SMALL ENTITY	NOT SMALL ENTITY
<input checked="" type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$55	\$55
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$195	\$0
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$445	\$0
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$695	\$0
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$945	\$0
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$ 0)
<input type="checkbox"/> NOTICE OF APPEAL	\$155	\$310
TOTAL FEE DUE	\$210	

3. FEE PAYMENT

- A check in the amount of \$210.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- Please charge my Deposit Account No. 23-3050 in the amount of \$__. A duplicate of this transmittal is attached.
- The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing

or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit account 23-3050. This sheet is provided in duplicate.

Date: 21 SEPTEMBER 2001



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